

EXHIBIT A

RICHARD A. CUTLER
 KENT R. CUTLER
 BRIAN J. DONAHOE *#
 STEVEN J. SARBACKER
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 BUSINESS MANAGER
 *Also licensed to practice
 in Minnesota
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 °Also licensed to practice
 in Nebraska
 %Also licensed to practice
 in Kansas
 °Also licensed as a Certified
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Debbie Plucker
 45730 SD Highway 44
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 January 15, 2014
 Account No: 3858-03M
 Statement No: 751431

Bad Faith Billing

Fees

Hours

11/30/2012	MDB	Exchange emails and conferred with RDT regarding Defendants' request for discovery extension.	0.20	45.00
	RDT	Email from counsel regarding discover extension until 1/14/2013.	0.10	17.50
01/15/2013	RDT	Read, respond to email on inability to provide discovery responses; research timing on discovery.	0.40	70.00
01/17/2013	RDT	Email to opposing counsel asking about attending discovery.	0.10	17.50
01/24/2013	RDT	Email opposing counsel regarding discovery.	0.10	17.50
01/25/2013	MDB	Email from counsel regarding discovery; conferred with RDT regarding the same.	0.30	67.50
01/28/2013	RDT	Review discovery responses; research underlying law; and letter to opposing counsel.	2.70	472.50
02/20/2013	RDT	Letter to opposing counsel regarding production.	3.50	612.50
04/23/2013	RDT	Confer with MDB regarding protective order; draft email to opposing counsel regarding protective order and subsequent		

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			Hours	
	production of documents.		0.30	52.50
05/13/2013	RDT	Review Defendant's discovery responses.	4.30	752.50
05/14/2013	RDT	Email to counsel regarding <i>in camera</i> review of employment records.	2.80	490.00
06/05/2013	RDT	Review Defendant's discovery responses; correspondence to opposing counsel regarding discovery responses.	1.00	175.00
06/26/2013	RDT	Draft letter to opposing counsel regarding several discovery issues.	0.50	87.50
07/01/2013	RDT	Phone conversation with opposing counsel regarding stipulations for discovery and other matters in discovery; discuss reassignment of case to different opposing counsel.	0.30	52.50
08/16/2013	RDT	Draft email to opposing counsel.	0.30	52.50
08/19/2013	RDT	Meet with opposing counsel regarding discovery issues; review case materials; forward Lillibridge order to opposing counsel.	1.30	227.50
09/17/2013	RDT	Confer with opposing counsel regarding production.	0.20	35.00
09/18/2013	RDT	Phone conversation with opposing counsel regarding discovery extension.	0.60	105.00
09/23/2013	RDT	Confer with opposing counsel.	0.60	105.00
09/27/2013	RDT	Correspondence with opposing counsel.	0.20	35.00
10/01/2013	RDT	Draft Stipulation Modifying Scheduling Order; confer with		

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			Hours	
		opposing counsel regarding discovery issues.	1.70	297.50
10/07/2013	RDT	Confer with opposing counsel regarding outstanding discovery.	0.10	17.50
10/16/2013	RDT	Draft motion to compel.	2.00	350.00
10/17/2013	MDB	Email from counsel regarding document production; conferred with RDT regarding motion to compel issues.	0.80	180.00
	RDT	Email to counsel regarding document production; draft motion to compel.	6.00	1,050.00
10/18/2013	MDB	Review brief; conferred with RDT; email from counsel regarding production.	1.50	337.50
	RDT	Draft motion to compel and work on brief.	9.00	1,575.00
10/19/2013	MDB	Conferred with RDT regarding motion to compel following email from opposing counsel .	0.25	56.25
10/21/2013	MDB	Conferred with RDT regarding motion to compel; telephone conference with opposing counsel regarding same.	0.40	90.00
	RDT	Confer with opposing counsel regarding discovery and finalize motion to compel.	7.00	1,225.00
10/22/2013	RDT	Confer with opposing counsel regarding discovery issues; review law as it applies to pooling agreements under subsidiaries for insurance companies.	0.60	105.00
10/28/2013	MDB	Conferred with RDT regarding discovery and deposition issues.	0.50	112.50
	RDT	Review motion to compel; confer with opposing counsel.	1.30	227.50
11/05/2013	RDT	Review documents produced by opposing counsel; review		

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			Hours	
		correspondence from opposing counsel regarding discovery.	0.90	157.50
11/06/2013	RDT	Review order from Court; review opposing counsel's motion for extension of deadline.	0.40	70.00
11/07/2013	RDT	Review correspondence from opposing counsel regarding newly provided discovery; review new discovery for completeness; additional correspondence with opposing counsel regarding additional production for voice newsletter.	1.70	297.50
11/12/2013	RDT	Review correspondence from opposing counsel regarding additional discovery for claims objectives and profit sharing tables and review same.	2.00	350.00
11/18/2013	RDT	Correspondence with opposing counsel regarding mediation.	0.20	35.00
11/22/2013	RDT	Correspondence with opposing counsel regarding ongoing discovery issues; review letter from opposing counsel regarding <i>in camera</i> review which was electronically filed.	0.70	122.50
11/25/2013	RDT	Confer with opposing counsel regarding ongoing discovery issues; research regarding parties' duty to document and certify its good faith efforts to find discovery requests.	1.00	175.00
12/02/2013	RDT	Confer with opposing counsel regarding discovery.	0.20	35.00
12/17/2013	RDT	Draft reply brief to motion to compel.	7.00	1,225.00
12/18/2013	MDB	Review Reply brief.	1.00	225.00
	RDT	Revise reply brief regarding motion to compel.	6.00	1,050.00
12/19/2013	RDT	Finalize reply brief regarding motion to compel.	2.00	350.00
		For Current Services Rendered	<u>74.05</u>	<u>13,206.25</u>

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Sales Tax on Services	792.38
Total Current Work	13,998.63
Balance Due	<u>\$13,998.63</u>

Accounts over 30 days past due will accrue interest at the rate of 18% per annum.